



STATE OF DELAWARE
DEPARTMENT OF NATURAL RESOURCES
& ENVIRONMENTAL CONTROL
DIVISION OF AIR & WASTE MANAGEMENT
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OFFICE OF THE
DIRECTOR

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July 13, 2007

Mr. Charles L. Baker
General Manager
Department of Land Use
New Castle County
87 Reads Way
New Castle, DE 19720

**Re: Former Hercules (aka Delaware National) Golf Course Technical Assistance Site
(DE-1323)**

Dear Mr. Baker:

I am writing to provide the results of the review by the Department of Natural Resources and Environmental Control (DNREC) Division of Air and Waste Management of the remedial action plan for the above-referenced site.

In my March 6, 2007 letter to you, I emphasized "that the proposed remedial action for this site is 'proposed' and not 'final', and the Department will conduct further review and make a determination only after the public comment period closes and the Department reviews and fully considers the comments submitted." Moreover, the March 21, 2007 Memorandum of Understand (MOU) between DNREC and New Castle County – Department of Land Use (NCC) indicates, "*DNREC will review the Final Remedial Action Plan and determine whether it meets the substantive technical requirements of [Hazardous Substance Clean-up Act (HSCA)].*"

We have followed through on our commitments. As you are aware, DNREC provided public notice of the *Proposed Remedial Action Plan* on March 7th. The public comment period ended on March 27, 2007. During the public comment period, DNREC held a public meeting on March 21st at our offices on Lukens Drive in New Castle.

We received numerous public comments on the Proposed Remedial Action Plan. DNREC reviewed the comments and submitted all of the substantive public comments directly to BrightFields, Inc., Toll Brothers' environmental consultant, to ensure that all of the comments were addressed and appropriate changes incorporated into the Final Remedial Action Plan (FRA). After reviewing multiple drafts, DNREC received on July 10th the FRA (see

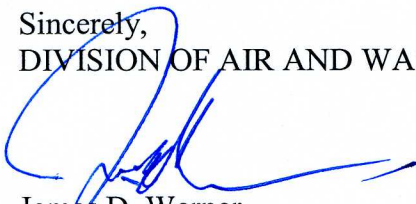
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attached) and concluded that all of the substantive public comments were addressed, and well as additional DNREC comments. Accordingly, I write today to convey to you that the attached FRA meets the substantive technical requirements of HSCA.

The next step of the cleanup process is for BrightFields, Inc. to submit a Remedial Action Work Plan. Once that plan is received and reviewed, DNREC will issue a letter to NCC either giving our concurrence or outlining deficiencies in the work plan. Based on recent communication with BrightFields, Inc., DNREC expects to receive the work plan in the upcoming weeks. Once it is received, DNREC will review the document in an expedited timeframe.

Please do not hesitate to call me, or our project officer, Stephen Johnson, P.E. (395-2600), if you should have any questions.

Sincerely,
DIVISION OF AIR AND WASTE MANAGEMENT



James D. Werner
Director

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pc: Curt Hatfield, BrightFields, Inc.
Jeff Bartos, Toll Brothers, Inc.
Andrew Semon, Toll Brothers, Inc.
Sen. Patricia M. Blevins
Rep. Deborah D. Hudson
Stephen Johnson, P.E., DNREC

Enclosure (1)